MARY TODD CARPENTER ERIC D. GERST, P.C. JOHN D. HEFFNER RONALD G. PRECUP GEOFFREY N. ZEH

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BY HAND

COUNSEL

November 1, 1993

Ms. Mildred R. Lee

Equipment Recordation Office NOV 1 Room 2303

Interstate Commerce Commission

Washington, D.C. 20423

Dear Ms. Lee:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are two executed original copies of Full Releases both dated September 29, 1993, secondary documents as defined in the Commission's Rules for Recordation of Documents under 49 CFR 1177. The first release terminates a security agreement covering a continuous miner and a passenger railcar between Senstar Capital Corporation (formerly Joy Finance Company) (secured party) and Wynchester Mining Company (debtor) executed as of November 15, 1988, and recorded with the Commission on November 21, 1988, under recordation number 16043. The second release terminates a security agreement covering a passenger railcar between Senstar Capital Corporation (secured party) and Wynchester Mining Company (debtor) executed as of July 16, 1991, and recorded with the Commission on July 29, 1991, under the recordation numbers 17459 and 17460.

The names and addresses of the parties to the enclosed documents are:

Secured Party: Senstar Capital Corporation

(Formerly Joy Finance Company)

301 Grant Street

Pittsburgh, PA 15219

Debtor:

Wynchester Mining Company

P.O. Box 568

Madison, WV 25130

Also enclosed are two checks in the combined amount of \$36.00 (one for \$16.00 and the other for \$20.00) both payable to the order of the Interstate Commerce Commission covering the required recordation fees.

Ms. Mildred R. Lee November 1, 1993 Page 2

Please stamp and return for our files the copy of the transmittal letter and the copy marked "stamp and return."

Short summaries of each of the enclosed secondary documents to appear in the Commission's index are:

- 1. Full Release dated September 29, 1993, between Senstar Capital Corporation (formerly Joy Finance Company) (secured party) and Wynchester Mining Company (debtor) covering one (1) New Joy continuous miner, model number 12CM7-11BX, manufacturer's serial number JM 4122; and one (1) 1948 Budd Sleeper Mini-Dome private railcar, AMTRAK number 800203, manufacturer's serial number 1860;
- 2. Full Release dated September 29, 1993, between Senstar Capital Corporation (secured party) and Wynchester Mining Company (debtor) covering one (1) 1948 Budd Sleeper Mini-Dome private railcar, AMTRAK number 800203, manufacturer's serial number 1860.

incerely fours

onn D. Heffner

Enclosures

cc: Pat Jones

## Interstate Commerce Commission

Washington, D.C. 20423

OFFICE OF THE SECRETARY

11/1/93

John D. Heffner Gerst, Heffner, Carpenter & Precup Ste. 1107 1700 K Street, NW Washington, DC. 20006

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, 11/1/93 12:15PM , and assigned on at

recordation number(s). 16043-A and17459-A.

Sincerely yours,

Secretary SIDNEY L. STRICKLAND, JE

Enclosure(s)

NOV 1 1993 - K 15 PM

RELEASE

INTERSTATE COMMERCE COMMISSION

The undersigned, Senstar Capital Corporation, a Delaware corporation formerly known as Joy Finance Company, having its principal place of business at 301 Grant Street, Pittsburgh, Pennsylvania 15219 ("Secured Party") does hereby grant to Wynchester Mining Company, a West Virginia corporation having its principal place of business at P.O. Box 568, Madison, West Virginia 25130 ("Debtor"), a full and unconditional release from any and all of the terms and conditions of that certain Security Agreement - Equipment, dated as of November 15, 1988, by and between Joy Finance Company and Debtor (the "Security Agreement"). By this Release, the Secured Party does hereby terminate its security interest in certain collateral described herein below, granted under the Security Agreement.

The Security Agreement was recorded with the Interstate Commerce Commission on November 21, 1988, and was assigned Recordation Number 16043.

The Security Agreement granted the Secured Party a security interest in:

One (1) New Joy Continuous Miner, Model Number 12CM7-11BX, Manufacturer's Serial Number JM 4122; and

One (1) 1948 Budd Sleeper Mini-Dome Private Railcar, AMTRAK Number 800203, Manufacturer's Serial Number 1860,

together with all additions, accessories and substitutions thereto or therefor, and all accounts receivable and proceeds arising from the sale, lease or rent by Debtor thereof to the extent permitted by law.

IN WITNESS WHEREOF, intending to be legally bound, the undersigned has executed this Release as of the African day of September 1993.

SENSTAR CAPITAL CORPORATION

Credit Manger

[Corporate Seal]

## **ACKNOWLEDGEMENT**

Commonwealth of Pennsylvania	)	
	) SS:	
County of Allegheny	)	
	·	
P. Gerstel, to me personally known, wh	- · · · · · · · · · · · · · · · · · · ·	he is the Credit Manager
of Senstar Capital Corporation, that the seal of said corporation and that the afor corporation by authority of its Board of	esaid instrument was signed and Directors, and that he acknowle	d sealed on behalf of said ledged that the execution
of the foregoing instrument was the free	e act and deed of said corporat	ion.
· .	Marline	E. With
	Nota	ry Public
My Commission Expire:	Notarial Seal Marlene E. Witko, Notary Public Pitsburgh, Allegheny County My Commission Expires April 27, 1996	
The second secon	Member, Pennsylvania Association of Notaries	

## AFFIDAVIT

Robert A. Wimbish, being duly sworn according to the law, deposes and states as follows:

- 1. I am submitting for recordation with the Interstate Commerce Commission the attached copy of the Release between Senstar Capital Corporation ("Secured Party") and Wynchester Mining Company ("Debtor") executed 29 September 1993.
- 2. I have compared the attached copy with the original document, and I have found the attached copy to be complete and identical in all respects to the original document.

Robert a. Wimbish (Signature)

Robert A. Wimbish
(Printed or Typed)

Subscribed and sworn to before me, a Notary Public, in and for the City of <u>Washington</u>, District of <u>Columbia</u>, this <u>J</u> 9 day of \_\_\_\_\_\_, 1993.

My Commission expires:

(Notary Public)